

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PRIVATE AIDED DEGREE COLLEGES – A.P.High Court orders dated 04-04-2008 in W.P.No.1699 of 2000 filed by Sri E.Rama Rao, Un-Aided Attender, D.N.R.College, Bhimavaram, West Godavari district – Regularization of services in terms of G.O.Ms.No.212, Finance & Planning (FW-PC-III) Department, dated 22-04-1994 – Orders – Issued.

HIGHER EDUCATION (CE-II-1) DEPARTMENT

G.O.Rt.No. 84

Dated 15th February, 2010

Read the following:-

1. G.O.Ms.No.212, Finance & Planning (FW-PC-III) Department, dated 22-04-1994.
2. G.O.Rt.No.1291, Higher Education (CE-II-1) Department, dated 09-12-1999.
3. A.P.High Court orders dated 04-04-2008 in W.P.No.1699 of 2000.
4. From the Commissioner of Collegiate Education, A.P., Hyderabad, Letter Rc.No.286/Admn.III-1/2000, dated 01-08-2008.
5. Government Memo.No.10302/CE-III-1/2008-1, dated 24-10-2009.
6. From the Commissioner of Collegiate Education, A.P., Hyderabad, Letter Rc.No.286/Admn.III-1/2000, dated 10-12-2009.

ORDER:-

In the G.O. second read above, orders were issued regularizing the services of certain non-teaching staff of D.N.R.College, Bhimavaram, in terms of G.O.Ms.No.212, Finance Department, dated 22-04-1994.

2. Sri E.Rama Rao, Attender, D.N.R.College, Bhimavaram, filed W.P.No.1699/2000 seeking directions to the respondents to regularize the services on par with his juniors, who are regularized vide Proceedings of the Commissioner of Collegiate Education, A.P., Hyderabad, in Rc.No.3364/PC-I-1/98-1 dated 21-12-1999 (pursuant to the orders issued in the G.O.2nd read above), pending W.P. on the file of the Hon'ble High Court. The Hon'ble High Court of A.P. in its interim order dated 21-08-2000 in W.P.M.P.No.2140 in W.P.No.1699/2000 among other things, directed the 1st respondent (i.e. Director of Higher Education) to expedite the action in the matter of admitting the post of Attender in 2nd respondent college to Grant-in-aid and pass appropriate orders thereon. Pursuant to the above orders, the Commissioner of Collegiate Education, A.P., Hyderabad, vide his Proceedings dated 19-10-2000, has rejected the request of the petitioner on the ground that he has not fulfilled the conditions prescribed in G.O.Ms.No.212, Finance & Planning (FW-PC-III) Department, dated 22-04-1994.

3. The Hon'ble A.P.High Court, while disposing the above W.P., in its orders dated 04-04-2008, in W.P.No.1699/2000 has passed the following orders: -

“The 2nd respondent (Correspondent, D.N.R.College, Bhimavaram) is directed to send the proposals for regularization of the services of the petitioner and on forwarding such proposal, the 3rd respondent (C.C.E) shall consider the case of the petitioner for regularization of his services in the post of Attender in the 2nd respondent college in the existing vacancies, forthwith and he shall be given seniority on par with his junior whose cases were regularized and the posts were admitted to Grant-in-aid vide proceedings dated 21-12-1999”.

4. The Commissioner of Collegiate Education, A.P., Hyderabad, vide his letter fourth read above, has stated that as reported by the Correspondent, D.N.R.College, Bhimavaram, Sri E.Rama Rao, was appointed as Attender in D.N.R.College, Bhimavaram, West Godavari District, on 13-06-1977 and completed 17 years of services in the college and continuing till date. He has worked from 15-09-1990 to 09-02-1997 in a High School, which is under the same management. Accordingly, the management has submitted proposals for regularization of the services of the petitioner as Attender in the existing clear and regular vacancy, as per G.O.Ms.No.212, Finance & Planning (FW-PC-III) Department, dated 22-04-1994.

5. The Commissioner of Collegiate Education, A.P., Hyderabad, has therefore requested the Government for consideration of the proposal of the college for regularization of the services of Sri E.Rama Rao, as Attender in the existing clear regular vacancy as per G.O.Ms.No.212, Finance & Planning (FW-PC-III) Department, dated 22-04-1994.

6. In the circumstances of the case and keeping in view the orders of Hon'ble A.P.High Court dated 04-04-2008, and after careful examination of the matter, the Government hereby regularize the services of Sri E.Rama Rao, as aided Attender, D.N.R.College, Bhimavaram, West Godavari District, from the date of issue of this orders in the existing vacancy, in terms of orders issued in G.O.1st read above, subject to condition that the said vacancy is a clear and regular, continued further till to date and no senior eligible person is overlooked / omitted.

7. The Commissioner of Collegiate Education, A.P., Hyderabad, shall take action in the matter accordingly.

8. This order issues with the concurrence of Finance (PC-III) Department, vide their U.O.Note No.24904/476/A1/PC-III/09, dated 13-10-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R.BISWAL,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Commissioner of Collegiate Education, A.P., Hyderabad.

Copy to:-

The Correspondent, D.N.R.College, Bhimavaram, West Godavari District.

The Regional Joint Director of Collegiate Education, Rajahmundry.

The Finance (PC-III) Department.

The P.S. to Hon'ble M(H.E).

The P.S. to Principal Secretary to Government, Higher Education Department.

SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER